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APPLICATION NO.	F	ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/813,829		03/30/2004	Armen Avoyan	LMRX-P037/P1258	5065
32986	7590	03/21/2006		EXAMINER	
IPSG, P.C.			KACKAR, RAM N		
P.O. BOX 700640 SAN JOSE, CA 95170-0640				ART UNIT	PAPER NUMBER
SAN JOSE,	CA 751	70-00 1 0	1763		

DATE MAILED: 03/21/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

		Application No.	Applicant(s)					
•		10/813,829	AVOYAN ET AL.					
	Office Action Summary	Examiner	Art Unit					
		Ram N. Kackar	1763					
	The MAILING DATE of this communication app	<u> </u>						
Period for			·					
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).								
Status								
1)⊠ 5	Responsive to communication(s) filed on 30 M	larch 2004						
· <u> </u>	Responsive to communication(s) filed on <u>30 March 2004</u> . This action is FINAL . 2b) This action is non-final.							
·	<i>,</i> —		secution as to the merits is					
	Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.							
	n of Claims							
4)⊠ C	4)⊠ Claim(s) <u>1-22</u> is/are pending in the application.							
	4a) Of the above claim(s) is/are withdrawn from consideration.							
	5) Claim(s) is/are allowed.							
· · · · · · · · · · · · · · · · · · ·	6) Claim(s) is/are rejected.							
	Claim(s) is/are objected to.							
8)⊠ C	claim(s) <u>1-22</u> are subject to restriction and/or	election requirement.						
Applicatio	n Papers							
9)∏ TI	ne specification is objected to by the Examine	r						
10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner.								
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).								
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).								
11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.								
Priority un	der 35 U.S.C. § 119							
12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).								
a) ☐ All b) ☐ Some * c) ☐ None of:								
1	1. Certified copies of the priority documents have been received.							
2	2. Certified copies of the priority documents have been received in Application No							
3	3. Copies of the certified copies of the priority documents have been received in this National Stage							
	application from the International Bureau (PCT Rule 17.2(a)).							
* See the attached detailed Office action for a list of the certified copies not received.								
Attachment(s)							
1) Notice of	of References Cited (PTO-892)	4) Interview Summary (PTO-413)					
	of Draftsperson's Patent Drawing Review (PTO-948)	Paper No(s)/Mail Da	te					
	tion Disclosure Statement(s) (PTO-1449 or PTO/SB/08) lo(s)/Mail Date	5) Notice of Informal Pa	пент Аррікавон (РТО-152)					

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Art Unit: 1763

DETAILED ACTION

Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - I. Claims 13-22, drawn to a method, classified in class 216, subclass 67.
 - II. Claims 1-12, drawn to an apparatus, classified in class 156, subclass 345.25.
- 2. Inventions I and II are related as process and apparatus for its practice. The inventions are distinct if it can be shown that either: (1) the process as claimed can be practiced by another materially different apparatus or by hand, or (2) the apparatus as claimed can be used to practice another and materially different process. (MPEP § 806.05(e)). In this case the apparatus could be used for deposition, heat treatment or inspection of parts.
- 3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.
- 4. Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

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5. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ram N. Kackar whose telephone number is 571 272 1436. The examiner can normally be reached on M-F 8:00 A.M to 5:P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Parviz Hassanzadeh can be reached on 571 272 1435. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Ram Kackar

Primary Examiner AU 1763